

PATENT

(Practitioner's Docket No. IN-5597 )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

BOISSEAU, et al.

US Serial No. 10/789,764

Filed: February 27, 2004

For: Test Method for Determining Etch Performance of Coated Substrate



Group Art Unit: Not Assigned

Examiner: Not Assigned

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that the attached correspondence comprising:

☒ Information Disclosure Statement

☒ From PTO-1449

☒ Cited References

is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

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on March 25, 2004

A handwritten signature in cursive script, appearing to read "Marjorie Ellis", written over a horizontal line.

signature

Marjorie Ellis

(type or print name of person certifying)

(Certificate of Mailing under 37 CFR 1.8(a) [8-2])

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P.O. Box 1450

Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Applicant(s) submit(s) herewith patents, publications, or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose in accordance with 37 C.F.R. §1.56.

☐ An International Search Report has no been provided yet. The Search Report and References will be submitted when received

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g) ), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists. The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner.

☒ Submitted herewith is Form PTO-1449 (Modified) listing patents, publications, or other information for consideration by the Office.

COPIES PROVIDED:

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☒ Legible copies of all items listed on Form PTO-1449 accompany this information statement, except Copies of U.S. patents, patent applications, and publications as indicated below:

☐ Under 35 U.S.C. §120, this application relies on the earlier filing date of prior application Serial No. [ ], filed on [ ]. The following references were submitted to and/or cited by the Office on this prior application and are therefore not required to be provided in this application:

Information Disclosure Statement  
Page 2

- ☐ In accordance with 37 C.F.R. §1.98(c), a copy of only [ ] is being submitted with this Information Disclosure Statement, and is cumulative of the following patents or publications listed on Form PTO-1449:
- ☐ Application Serial No. [ ] was published as Publication No. [ ]. The Bibliographic information for this publication is correct, but the abstract, specification, and claims are not those of [ ]. Therefore, the bibliographic page for Publication No. [ ] is provided with a copy of the specification as filed for [ ].

**FOREIGN LANGUAGE DOCUMENTS**

- ☐ There are no foreign language documents listed on Form PTO-1449.
- ☐ The following non-English language references were cited in the specification. The English language equivalents for these references are being submitted in substitution for the non-English references.
- ☒ English language abstract for the following non-English references are enclosed.
- ☒ Submitted herewith is an English translation of the following foreign language patents, publications or information or of portions of those patents, publications or information considered to be material:
- ☐ No English language translations of the foreign language patents, publications or information or parts thereof are readily available, except for those listed above.
- ☐ The following foreign language documents submitted are believed to be the equivalent or substantial equivalent of the English language documents identified below, which are also submitted herewith:
- ☐ Submitted herewith is an English language version of a search report listing information not in the English language and indicating the degree of relevancy found by the European Patent Office, in satisfaction of the requirement (under 37 C.F.R. §1.98(a)(3)) for a concise explanation of the relevance of non-English information.
- ☐ A concise explanation of the relevance of the following listed non-English language information is included as presently understood by the individual designated in 37 C.F.R. §1.56(c) most knowledgeable about the content of the information as set forth below:
- ☐ A concise explanation of the relevance of the following listed non-English language information is set forth in the above-identified specification:

**CERTIFICATION:**

- ☒ The Information Disclosure Statement transmitted herewith is being filed **within** three (3) months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office Action on the merits, whichever event occurs last. 37 C.F.R. §1.97(b). Accordingly, it is believed that no certification or fee is due.

☐ The Information Disclosure Statement transmitted herewith is being filed **after** three (3) months of the filing date of the application or the date of entry into the national stage of an international application or after the mailing date of the first Office Action on the merits, whichever event occurred last but **before** the mailing date of either a final action under 37 C.F.R. §1.113 or a Notice of Allowance under 37 C.F.R. §1.311, whichever occurs first. Accordingly, I hereby certify that:

☐ Each statement of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the statement; 37 C.F.R. §1.97(e)(1); **OR**

☐ That no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge as the person signing this certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three (3) months prior to the filing of this statement; 37 C.F.R. §1.97(e)(2); **OR**

☐ Applicant elects the option to pay the fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under 37 C.F.R. §1.97(c). Please charge the **\$180.00** IDS submission fee to BASF Corporation **Deposit Account No. 23-3425**. A duplicate of this paper is enclosed.

☐ The Information Disclosure Statement transmitted herewith is being filed **After a Final Action** under 37 C.F.R. §1.113, or **After a Notice of Allowance** under 37 C.F.R. §1.311, whichever occurs first, but **Before Payment of the Issue Fee**. Accordingly, I hereby certify that:

☐ Each statement of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the statement; 37 C.F.R. §1.97(e)(1); **OR**

☐ That no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge as the person signing this certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three (3) months prior to the filing of this statement; 37 C.F.R. §1.97(e)(2); **AND**

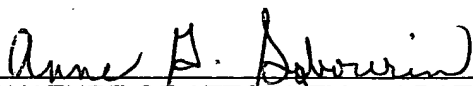
☐ Applicant hereby petitions for consideration of this Information Disclosure Statement; 37 C.F.R. §1.97(d)(2)(ii). Please charge the petition fee of **\$130.00** to BASF Corporation **Deposit Account No. 23-3425**. A duplicate of this paper is enclosed.

The Commissioner is authorized to charge BASF Corporation **Deposit Account No. 23-3425** for any additional fees due hereunder.

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\_\_\_\_\_  
SIGNATURE OF ATTORNEY and DATE  
**Anne Gerry Sabourin, March 25, 2004**  
\_\_\_\_\_  
Type or print name of attorney  
**BASF Corporation**  
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FORM PTO-1449

(MODIFIED)

US DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

Atty. Docket No. IN-5597

## LIST OF ART CITED BY APPLICANT

(Use sever of sheets if necessary)

In re Application of: John E. Boisseau, et al.

Serial No.: 10/789,764

Filed: Febraury 27, 2004

## U.S. PATENT DOCUMENTS

Examiner initial		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	3,488,681	1/6/70	Mita, et al.			8/6/68
	AB	3,886,791	6/3/75	Grossman			7/23/73
	AC	4,012,954	3/22/77	Klippert			1/20/76
	AD	4,874,952	10/17/89	Arnaud et al.			4/28/88
	AE	5,476,636	12/19/95	Tomista et al.			3/8/95
	AF	5,998,799	12/7/99	Cremer, et al.			2/4/98

## OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	BA	Ulrich Schulz, et al., entitled "The environmenal etch resistance of high-quality PU clear coats", pages 1-6.
	BB	Reiskirchen, entitled "Weathering tests using fluorescent lamps as radiation sources", 1988, pp. 27-29.
	BC	Lab & Production, European Coating /s Show 93, pp.
	BD	Atlas Electric Devices Co., entitled "Extreme climate Accelerated Weaathering XR35", pp. 1-5.
	BE	Magnus Palm, et al, entitled "New accelerated weathering tests including acid rain", Vol. 74, No.924, January 2002, pp. 69-74.
	BF	Heraeus Industrietechnik Suntest CPS +, entitled "Makes your products stand up to light", "Sunshine any time, day or night", "Optimum sunlight simulation", "Show your products in their true light", pp. 1-6.
	BG	Cyclic Corrosion Testers: How they Work, pp. 1-2.
	BH	Martin J. W., et al., entitled "Intergrating sphere-based ultraviolet exposure chamber design for photodegradation of polymeric materials", Vol. 63 297-304, 1999.
	BI	George D. Vaughn, et al., entitled "An accelerated test procedure for the evaluation of acid-etch resistance of coatings", August 2001, pp. 74-76.
	BJ	W.R.Rosgers, et al, entitled « Study of the attack of acidic solutions on melamine-acrylic basecoat/clearcoat paint systems, vol. 70, no. 877, February 1998, pp. 83-96.
	BK	Mark T. Knaebe, et al., entitled „Field study on the effect of acidic conditions on the adhesion of paint to western redcedar“, vol. 68, no. 856, May 1996, pp. 27-30.
	BL	Kesternich, W., entitled "Corrosion testing of metallic and non-metallic materials and protective finishes", 1951, 587-588.
	BM	J.W. Holubkr, et al., Acid etch of resistance of automotive clearcoats. I: laboratory test method development", vol. 72, no. 901, February 2000, pp. 77-82.
	BN	Grossman, entitled Metallic and other non-organic coatings – sulfur dioxide test with general condensation of moisture", 1985-02-01, pp. header, and 1-4.
	BO	Kohler, Corrosion tests, com, entitled "HK 400/800 UV", 9/17/03, pp. 1-6.
	BP	P.J. Schmitz, et al., Acid etch of automotive clearcoats LL. Comparison of degradation chemistry in laboratory and field testing", vol. 72, no. 902, May 2000, pp. 53-61.
	BQ	P.J. Schmitz, et al., entitled "Mechanism for environmental etch of acrylic melamine-based automotive clearcoats: identification of degradation products", vol. 72, no. 904, May 2000, pp. 39-45.

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

\*Applicant has modified this form by deleting the word "prior".